

Serial No.: 10/008,831  
Docket No.: 40655.5600

### **REMARKS**

Applicants reply to the Office Action dated October 13, 2005 within the shortened three-month statutory period for reply. Claims 1-10 and 13-14 were pending in the application and the Examiner rejects claims 1, 2, 5-10, 13 and 14. Examiner asserts that independent claims 1 and 10 are allowable (along with all claims depending therefrom), if Applicants incorporate the elements of claim 3. Applicants cancel claims 3 and 14 without prejudice to filing one or more claims having similar subject matter. Support for the amendments may be found in the originally-filed specification, claims, and figures. No new matter has been introduced by these amendments. Reconsideration of this application is respectfully requested.

The Examiner has noted that in regard to the use of use of "Java" in the specification, that it, "should be capitalized wherever it appears and be accompanied by the generic terminology" (page 2, item 5). Applicants have amended the specification accordingly.

The Examiner has also noted that the "Oath/Declaration is defective because it does not identify the city and either state or foreign country of residence of each inventor" (page 2, item 6). Properly executed Declarations identifying the requested information are attached hereto.

### **Rejection under 35 U.S.C. § 101**

The Examiner has rejected claim 1 under 35 U.S.C. § 101 because the claimed invention is directed to a non-statutory subject matter. Specifically, the Examiner has stated that, "[t]he language of the claims raise a question as to whether the claim is directed merely to an abstract idea that is not tied to a technological environment or machine which would result in a practical application" (page 3, paragraph 1). Applicants have amended claim 1 to clarify that the steps disclosed by the claim are carried out by a computer, as requested by the Examiner.

### **Rejection under 35 U.S.C. § 103(a)**

The Examiner has rejected claims 1-2, 5-6, 9-10 and 13-14 under 35 U.S.C. § 103(a) as being unpatentable over Pettus et al., U.S. Patent No. 5,499,343 ("Pettus") in view of Noy et al., U.S. Patent No. 6,795,851 ("Noy").

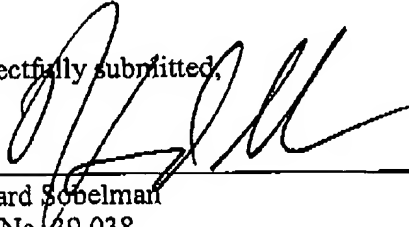
Applicants thank the Examiner for speaking with Applicants' Patent Agent on October 12, 2005. The Examiner indicated that the claims would be allowed if amended in accordance with proposed amendments faxed to the Examiner by Applicants' counsel on August 25, 2005

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along with the submission of properly executed Declarations. Applicants have amended the claims accordingly and submit the properly executed Declaration.

Applicants respectfully submit that the pending claims are now in condition for allowance. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-2814. Applicants invite the Office to telephone the undersigned if the Examiner has any questions regarding this Proposed Amendment or the present application in general

Respectfully submitted,



Howard Sobelman  
Reg. No. 39,038

Dated: January 9, 2006

**SNELL & WILMER L.L.P.**  
400 E. Van Buren  
One Arizona Center  
Phoenix, Arizona 85004  
Phone: 602-382-6228  
Fax: 602-382-6070  
Email: [hsobelman@swlaw.com](mailto:hsobelman@swlaw.com)